
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

W. CLARK APOSHIAN,

PLAINTIFF,

V.

MERRICK GARLAND, Attorney General of
the United States, *et al.*,

DEFENDANTS.

**ORDER DENYING DEFENDANTS’
MOTION TO RESCHEDULE
ARGUMENT**

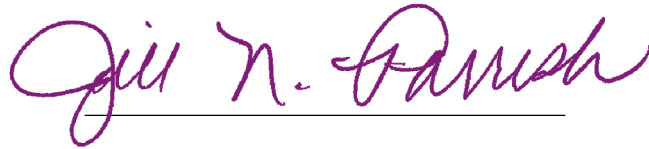
Case No. 2:19-cv-00037-JNP-CMR

District Judge Jill N. Parrish

On August 29, 2023, this court scheduled oral argument on the parties’ cross-motions for summary judgment, ECF Nos. 61, 64, to be held on September 28, 2023. *See* ECF No. 67. On September 21, 2023, Defendants moved the court to reschedule the hearing pending the resolution of petitions for certiorari in two out-of-circuit matters, *Garland v. Cargill*, No. 22-976, and *Guedes, et al., v. ATF*, No. 22-1222. Defendant represents that Plaintiff’s counsel, on the other hand, does not seek continuance of the hearing. *See* ECF No. 68. Having considered Defendants’ motion, and upon review of the relevant petitions for certiorari and the questions presented therein, the court hereby **DENIES** Defendants’ motion. Defendants may, however, briefly present argument at the upcoming hearing as to why this court should delay resolution of the cross-motions pending further action by the Supreme Court.

DATED September 22, 2023.

BY THE COURT

A handwritten signature in purple ink, reading "Jill N. Parrish", is written over a horizontal line.

Jill N. Parrish
United States District Court Judge